

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Cary B. Cochenour
and Craig G. Cochenour

Group Art Unit: 3739

Examiner: Lee S. Cohen

Serial No.: 10/785,555

Confirmation No.: 8139

Filed: February 24, 2004

Attorney Docket No.: 040073

Title: Patient Activated Temperature-Controlled Surface

**RESPONSE AND AMENDMENT
UNDER 37 CFR 1.114 (SUBMISSION)**

May 21, 2010

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a submission under 37 CFR 1.114 accompanying the Request For Continued Examination filed herewith and is in response to the Official Action mailed February 22, 2010, in connection with the above-captioned Application, having a shortened statutory period for response set to expire up to and including May 24, 2010 (due to May 22, 2010 falling on a Saturday). Applicants enclose a Request For Continuing Examination and the fee for this Request. In the event that any further fee is required, the Office may deduct the necessary amount from Deposit Account No. 02-4553 in the name of Buchanan Ingersoll PC. The Examiner's rejections have been carefully considered, and in view of the following remarks, reconsideration and early

allowance of all pending claims is courteously requested. Please amend this Application as follows:

Listing of Claims begins on page 2 of this paper

Remarks begin on page 6 of this paper.

Conclusion begins on page 12 of this paper.

Authorization begins on page 13 of this paper.